

FROM THE DESK OF EMMETT CASH, III...

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Californians for Change f/k/a
Californians for Obama, and
Emmett Cash, III, in his official
Capacity as treasurer
Emmett Cash, III

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Emmett Cash, III, Reply
California for Change f/k/a
California for Obama, and
Emmett Cash, III

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ANSWER IN PROPER

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

Statements included in this section are not factual and do not represent statements made by me during my deposition.

II. STATEMENT OF FACTS

Statements included in this section are not true and misleading as presented by the General Council Brief writer.

A. Formation of CFO

Statements made in some cases are true; others are worded and stated by the General Counsel's Brief are written and stated out of context.

B. CFO's Activities

Statements in this section do not reflect the activities as they happened.

1. CFO Telemarketing Solicitations

Statements made by the General Counsel Brief are slanted in this section are not true there was no main fundraising effort. Written statements presented to Durkee and Associates used were approved by Durkee and Associates.

2. Women of Power Cruise

All funds were turned over to Durkee and Associates. Statements made by the press were not true and stated without checking for facts.

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3. Internet Telethon

The Internet Telethon did not take place as contracted. Request to see their on air log airing books. We should have been informed by Durkee and Associates as to what we needed to do as it related to actions we needed to take regarding fundraising, that's what they were contracted to do. They have performed that service for everyone else in the state of California, they are the experts.

4. Merchandise Sales

We sold merchandise. The names of persons purchasing merchandise were given to Durkee and Associates along with funds. The office in Culver City was an official office for the 47th Assembly District Democratic Club and the office for Congresswoman Diane E. Watson who I represented and others. Supervisor Mark Ridley-Thomas, Karen Bass and as such was the official office for the election President Obama in the 47th District. This office was funded in part by the candidates, unions, County Democratic Party of Los Angeles, and California Democratic Party.

5. Other Activities

These activities did not take place. They were used as talking points for fundraising.

C. CFO's Communications with Obama for America

As African Americans President Obama owes us as a group nothing! We were taken for granted. Now we have nothing from the Obama Presidency. This is not to say that we as a group do not support him and his wonderful family. But it is what it is. Again we find ourselves at the very bottom. We made history with the election of President Obama, but we were closed out of the official opening of the campaign to insure he would get white American votes. I suppose I was too open with the office and my phone calls. No one will ever fess up regarding my involvement and bringing African Americans into the Obama campaign. This is a sad chapter in the making of an American President.

III. LEGAL ANALYSIS

A. Fraudulent Misrepresentations

There is no fraud or intent to commit fraud. I lent funds from a tight budget and was paid back the funds I spent backed up with receipts. I lent money, which I have not been paid back. If we had been doing something wrong Durkee and Associates should have informed us. Durkee and Associates are the experts. The lies you state in the General Counsel's Brief I have never heard of. During the Ed Turner Campaign, which I ran, they informed us about what we could and could not do. Why Durkee and Associates did not do that in this case baffles me. Fraud never! I will go to my grave regarding this

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matter. Funds at the 47th Assembly District Campaign were turned into Durkee and Associates and accounted for by the Treasurer of the 47th office. We both signed the accounting form before turning the funds in. The closing night event party was paid for out of these funds. They had items for sale on their own.

Fidel Rodriguez, the owner of Alternative Source LA, a printing company that printed promotional materials, took me to court and lost. The Judge's ruling stated that I owed them nothing. The ruling was in my favor. I hope they would have informed the Federal Election Commission. I am not the CFO. I have no books nor is my name on any account.

B. Use of Candidate's Name

I wonder why we were not told by the experts to make the change. We would have. Mail was sent to the office of Durkee and Associates regarding these matters. If we were doing something wrong. We should have been informed. I do not know the law. Durkee and Associates was contracted to keep us within the law so that we could serve our community. It appears that they did not.

C. Lack of a Proper Disclaimer

Fidel Rodriguez, the owner of Alternative Source LA the printing company, stated that he worked with Durkee and Associates as it related to printing. They should have told them about the disclaimer. All printed matter was given to them for approval. Durkee and Associates should have given us the proper disclaimer.

IV. CONCLUSION

I do not agree with your conclusion as it relates to Emmett Cash, III as Treasurer. I was never the Treasurer. You use numbers in your General Counsel's Brief. I am not a lawyer that is why we used Durkee and Associates. I do not know the Law. These numbers mean nothing to me. I just want African Americans to vote for the persons who have the interest of the United States and African Americans.

Date

Emmett Cash, III
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